

PATENT  
ATTORNEY DOCKET NO.: 054791-5001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Masaru ISHIKAWA ) Confirmation No.: 4630  
Application No.: 09/941,163 ) Group Art Unit: 2873  
Filed: August 29, 2001 ) Examiner: J. Martinez  
For: COMMUNICATION TERMINAL DEVICE )  
AND LENS ADAPTER )

Commissioner for Patents  
U.S. Patent and Trademark Office  
Mail Stop Amendment  
Alexandria, VA 22314

Sir:

**RESPONSE TRANSMITTAL FORM**

1. Transmitted herewith is a Response to Election/Restriction Requirement in response to the Election Requirement dated January 12, 2005.
2. Additional papers enclosed:

Information Disclosure Statement  
 Form PTO-1449, \_\_\_\_\_ references included  
 Citations  
 Declaration of Biological Deposit  
 Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

02/17/2005 BABRAHA1 00000065 500310 09941163  
01 FC:1251 120.00 DA

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

| <u>Total Months Requested</u>                 | <u>Fee for Extension</u> | <u>[Fee for Small Entity]</u> |
|---|--------------------------|-------------------------------|
| <input checked="" type="checkbox"/> one month | \$ 120.00                | \$ 60.00                      |
| <input type="checkbox"/> two months           | \$ 450.00                | \$ 225.00                     |
| <input type="checkbox"/> three months         | \$ 1,020.00              | \$ 510.00                     |
| <input type="checkbox"/> four months          | \$ 1,590.00              | \$ 795.00                     |

Extension of time fee due with this request: \$120.00.

If an additional extension of time is required, please consider this a Petition therefor.

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

| CLAIMS AS AMENDED                                     |   |       |                                |                  |               |            |
|---|---|-------|--------------------------------|------------------|---------------|------------|
|   | Claims<br>Remaining<br>After<br>Amendment |       | Highest No.<br>Previously Paid | Present<br>Extra | at Rate of    | Total Fees |
| Total Claims<br>(37 C.F.R. §1.16(c))                  | 20  | minus | 20                             | 0                | x \$50 each=  | + \$0.00   |
| Independent Claims<br>(37 C.F.R. §1.16(b))            | 5   | minus | 5                              | 0                | x \$200 each= | + \$0.00   |
| [ ] First presentation of Multiple dependent claim(s) |   |       |                                |                  | \$360.00      | + \$0.00   |
| SUB-TOTAL =   |   |       |                                |                  |               | \$0.00     |
| Reduction by ½ for filing by a small entity           |   |       |                                |                  |               | - \$0.00   |
| TOTAL FEE =   |   |       |                                |                  |               | \$0.00     |

6. Fee Payment

No fee is to be paid at this time.

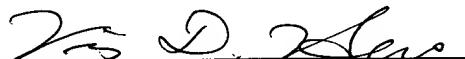
Please charge Deposit Account No. 50-0310 the amount of \$120.00 for the one-month extension of time fee.

The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,  
**MORGAN, LEWIS & BOCKIUS LLP**

Dated: February 15, 2005

By:



Victoria D. Hao

Registration No. 47,630

**CUSTOMER NO. 09629**

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Sir:

**RESPONSE TO ELECTION/RESTRICTION REQUIREMENT**

This filing is in response to the Election Requirement dated January 12, 2005, the period for response to which extends through March 12, 2005 by the concurrent filing of a request for one-month extension of time and corresponding fee payment. In the January 12, 2005 Election Requirement, the Examiner required election under 35 U.S.C. §121 between Group I (claims 1-10) and Group II (claims 11 and 12). Applicant hereby elects Group II (claims 11 and 12) for examination.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. §1.136 not accounted for above, such extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,  
**MORGAN, LEWIS & BOCKIUS LLP**

By:



Victoria D. Hao  
Registration No. 47,630

Dated: February 15, 2005

Customer No.: 009629

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